APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/726,012	11/29/2000	Gregory Lee Harrington	AUS920000653US1	9661

7590 05/03/2004	EXAMINER
Robert V. Wilder	WILLETT, STEPHAN F
Attorney at Law	
4235 Kingsburg Drive	
Round Rock, TX 78681	

ART UNIT	PAPER NUMBER
2141	3

DATE MAILED: 05/03/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

(

PTO-90C (Rev. 10/03)

Office Action Summary	Application No. 09/726,012	Applicant(s) POWERS ET AL.
	Examiner Stephan F Willett	Art Unit 2141

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.
- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☒ Responsive to communication(s) filed on _26 January 2001_.

2a)☐ This action is **FINAL.**   2b)☒ This action is non-final.

3)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4)☒ Claim(s) _1-17_ is/are pending in the application.

    4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5)☐ Claim(s) _____ is/are allowed.

6)☒ Claim(s) _1-17_ is/are rejected.

7)☐ Claim(s) _____ is/are objected to.

8)☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9)☐ The specification is objected to by the Examiner.

10)☐ The drawing(s) filed on _____ is/are: a)☐ accepted or b)☐ objected to by the Examiner.

    Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

    Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12)☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

    a)☐ All b)☐ Some * c)☐ None of:

    1.☐ Certified copies of the priority documents have been received.

    2.☐ Certified copies of the priority documents have been received in Application No. _____.

    3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

    * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1)☒ Notice of References Cited (PTO-892)

2)☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3)☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date _2_.

4)☐ Interview Summary (PTO-413) Paper No(s)/Mail Date. _____ .

5)☐ Notice of Informal Patent Application (PTO-152)

6)☐ Other: _____.

DETAILED ACTION

Claim Rejections - 35 USC § 112

1.   The following is a quotation of the second paragraph of 35 U.S.C. 112:

> The specification shall conclude with one or more claims particularly pointing out and
> distinctly claiming the subject matter which the applicant regards as his invention.

2.   Claims 1, 4-5, 9, 12-14, 17 are rejected under 35 U.S.C. 112, second paragraph, as being

indefinite for failing to particularly point out and distinctly claim the subject matter which

applicant regards as the invention. OS/2, NetBios and TCP/IP are trademarks or acronyms, and

thus are unclear.

Claim Rejections - 35 USC § 103

3.   The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all

obviousness rejections set forth in this Office action:

> (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth
> in section 102 of this title, if the differences between the subject matter sought to be patented and the prior
> art are such that the subject matter as a whole would have been obvious at the time the invention was made
> to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be
> negatived by the manner in which the invention was made.

4.   Claim 1-17 are rejected under 35 U.S.C. 103(a) as being unpatentable Lombardo et al.

with Patent Number 6,341,290 in view of Nguyen with Patent Number 5,689,566.

5.   Regarding claim(s) 1, 9, 17, Lombardo teaches contacting a server, col. 4, lines 10-13,

but specifically as "system administrator", col. 14, line 15 located on any of said servers, and its

environment wherein OS is "operating system", col. 4, lines 59-62. Lombardo teaches issuing a

new password by a Windows server, col. 14, lines 6-7, 16-18. Lombardo teaches passing and

setting the password from the administrator server type function to another database type server as "save", col. 12, lines 53-55 in the desired server, col. 12, lines 26-28. Lombardo teaches returning the password back to the windows type server, administrator, col. 14, lines 30-32 or user, col. 14, lines 35-36. Lombardo teaches the invention in the above claim(s) except for explicitly teaching an OS/2 server. In that Lombardo operates to secure data in a computer network, the artisan would have looked to the network data accessing arts for details of implementing passwords on servers. In that art, Nguyen, a related network data security and access communication system, teaches "the server retrieves an associated one way hashed password", col. 4, lines 24-25 in order to provide relevant security. Nguyen specifically teaches "IBM OS/2", col. 3, lines 12-13. Further, Nguyen suggests "when a server receives a request", col. 3, lines 6-7 which will result from implementing the password reset functions. The motivation to incorporate OS/2 insures necessary network operating systems are supported. Thus, it would have been obvious to one of ordinary skill in the art to incorporate OS/2 as taught in Nguyen into the network access system described in Lombardo because Lombardo operates with network access updates and Nguyen suggests that optimization can be obtained by supporting relevant network operating systems. Therefore, by the above rational, the above claims are rejected.

6.   Regarding claim(s) 2, 10, Lombardo teaches displaying a new password, col. 4, lines 64-65.

7.   Regarding claim(s) 3, 11, Lombardo teaches returning said password by sending an email, col. 14, lines 25-26.
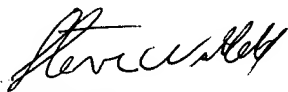
8.   Regarding claim(s) 4, 12, Nguyen teaches passing with network TCP/IP to a server, col. 3, line 2.

9.   Regarding claim(s) 5, 13, Lombardo teaches passing by NetBIOS packets to a server, col. 3, line 2.

10.   Regarding claim(s) 6, 14, Nguyen teaches routing packets through routers, col. 12, lines 20-23.

11.   Regarding claim(s) 7, 15, Nguyen teaches displaying a new password, col. 4, lines 64-65.

12.   Regarding claim(s) 8, 16, Lombardo teaches returning said password by sending an email, col. 14, lines 25-26.

Conclusion

13.   The prior art made of record and not relied upon is considered pertinent to applicant's disclosure is disclosed in the Notice of References Cited. A close review of the references is suggested. A close review of the Jacobs et al. reference with Patent Number 5,611,048 is suggested. The other references cited teach numerous other ways to issue and pass passwords between servers or nodes, thus a close review of them is suggested.

14.   Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephan Willett whose telephone number is (703) 308-5230. The examiner can normally be reached Monday through Friday from 8:00 AM to 6:00 PM.

15.   If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Rupal Dharia, can be reached on (703) 305-4003. The fax phone number for the

organization where this application or proceeding is assigned is (703) 872-9306.

16.   Any inquiry of a general nature or relating to the status of this application or proceeding

should be directed to the receptionist whose telephone number is (703) 305-9605.

Stephan Willett

Patent Examiner

April 26, 2004